23 NC" 2005

Commissioner for Patents United States Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450

DECISION ON PETITION FOR

REVIVAL OF ABANDONED

APPLICATION UNDER

37 CFR 1.137(b)

Susan T. Hubl FENWICK & WEST 801 California Street Mountain View, California 94041

In re Application of:

PACKER, Nicolle, Hannah, et al. U.S. Application No.: 10/528,745 PCT No.: PCT/US2003/001063

International Filing Date: 20 August 2003

Priority Date: 20 August 2002

Attorney's Docket No.: 23681-10204

For: METHOD OF IDENTIFYING MARKERS:

DIAGNOSTIC OF DISEASE AND USES: THEREFOR IN THE DIAGNOSIS OF:

CANCER

The petition for revival under 37 CFR 1.137(b) filed 22 March 2005 in the above-captioned application is hereby **GRANTED** as follows:

Applicant's statement that "the entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional" satisfies the requirements of 37 CFR 1.137(b)(3).

Applicant has now submitted the small entity basic national fee and the requirements of 37 CFR 1.137(b) have been satisfied. Therefore, the request to revive the application is granted as to the national stage in the United States.

This application is being returned to the National Stage Processing Division of the Office of PCT Operations for further processing in accordance with this decision, including the issuance of a Notification Of Missing Requirements (Form PCT/DO/EO/905) requiring submission of an executed oath or declaration in compliance with 37 CFR 1.497.

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